

ASSEMBLY BILL

No. 2641

Introduced by Assembly Member Cox

February 20, 2004

An act to amend Section 4753 of the Penal Code, relating to prisoners.

LEGISLATIVE COUNSEL'S DIGEST

AB 2641, as introduced, Cox. Prisoners: local cost reimbursements.

Existing law authorizes reimbursement of cities and counties by the Controller for local costs incurred in connection with state prisons and prisoners, as specified.

This bill would require interest to be paid upon the reimbursement claim if reimbursement is made more than 60 days after the statement of costs is received by the Controller, as specified.

Vote: majority. Appropriation: no. Fiscal committee: yes. State-mandated local program: no.

The people of the State of California do enact as follows:

- 1 SECTION 1. Section 4753 of the Penal Code is amended to
2 read:
3 4753. A city or county shall designate an officer or agency to
4 prepare a statement of costs that shall be reimbursed under this
5 chapter.
6 (a) The statement shall be sent to the Controller for approval.
7 The Controller shall reimburse the city or county within 60 days
8 after receipt of the statement or provide a written statement as to

1 the reason for not making reimbursement at that time. If sufficient
2 funds are not available, the Controller shall request the Director of
3 Finance to include any amounts necessary to satisfy the claims in
4 a request for a deficiency appropriation.

5 *(b) The payment of a reimbursement claim by the Controller*
6 *shall include accrued interest at the Pooled Money Investment*
7 *Account rate, if the payment is being made more than 60 days after*
8 *the receipt of the statement of costs submitted by the city or county*
9 *pursuant to this chapter. In those instances interest shall begin to*
10 *accrue as of the 61st day after the receipt of the statement of costs.*

